Criminal Justice System

*344. SHRI AMAR SINGH:
SHRI RAMA MUNI REDDY SIRIGIREDDY:

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether it is a fact that Government have constituted Malimath Committee to revamp the criminal justice system in the country;

(b) if so, the details thereof;

(c) the terms of reference of the Committee; and

(d) by when the Committee is going to submit its report?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI I.D. SWAMI): (a) Yes, Sir.

(b) The composition of the Committee set up by the government to consider measures for revamping Criminal Justice System is as below:

1.	Shri Justice V.S. Malimath,	Chairman
2.	Shri Justice T.S. Arunachalam,	Member
3.	Shri S. Vardhachari, IAS (Retd.),	Member
4.	Shri Amitabh Gupta, IPS (Retd.)	Member
5.	Prof. N.R. Madhava Menon, Vice Chancellor, West Bengal National University of judicial Sciences,	Member
6.	Shri Durgadas Gupta, Joint Secretary (Judl), Ministry of Home Affairs.	Member-Secretary.

(c) The terms of reference for the Committee are as under:

(i) To examine the fundamental principles of criminal jurisprudence, including the constitutional provisions relating to criminal jurisprudence and see if any modifications or amendments are required thereto;

(ii) To examine in the light of findings on fundamental principles and aspects of criminal jurisprudence as to whether there is a need to re-write the Code of Criminal Procedure, the Indian Penal Code and the Indian Evidence Act to bring them in tune with the demand of the times and in harmony with the aspirations of the people of India;

(iii) To make specific recommendations on simplifying judicial procedures and practices and making the delivery of justice to the common man closer, faster, uncomplicated and inexpensive;

(iv) To suggest ways and means of developing such synergy among the judiciary, the prosecution and the police as restores the confidence of the common man in the criminal justice system by protecting the innocent and the victim and by punishing unsparingly the guilty and the criminal.

(v) To suggest sound system of managing, on professional lines, the pendency of cases at investigation and trial stages and making the police, the prosecution and the judiciary accountable for delays in their respective domains; and

(vi) The examine the feasibility of introducing the concept of "federal crime" which can be put on List I in the Seventh Schedule to the Constitution.

(d) The Committee's report is expected shortly.

Officials involved in Tehalka case

*345. SHRI SHANKAR ROY CHOWDHURY: Will the Minister of DEFENCE be pleased to state:

(a) the progress and present position in respect of the departmental enquiry ordered by the Ministry of Defence regarding involvement of non-military officials of the Ministry in the "Tehalka" case;

(b) whether any culpability has been arrived at;

(c) if so, what action has been taken/is proposed to be taken against those found culpable;

(d) if not, by when the enquiry is to be completed; and